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**Fitch, Even, Tabin & Flannery**  
*Intellectual Property Law*

# F A C S I M I L E

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FAX: (571) 273-8300

Application No.: 09/488,614

Filing Date: January 20, 2000

Inventor: Getsin et al.

Art Unit: 2617

Examiner: Ma, Johnny

From: Steven M. Freeland (Reg. No. 42,555) *JM*

Today's Date: September 23, 2005

Attorney Docket No.: 68623/7236

Pages: 5 (Including this 1-page coversheet)

Dispatched by: Julie Freiburger

**Transmitted herewith for filing via facsimile:**

Transmittal Form (1 pg.); and

Response to Examiner Interview Summary (3 pgs.)

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PTO/SB/21 (09-04)

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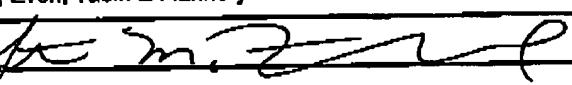
Application Number	09/488,614
Filing Date	January 20, 2000
First Named Inventor	Getsin et al.
Art Unit	2617
Examiner Name	Ma, Johnny
Attorney Docket Number	68623/7236

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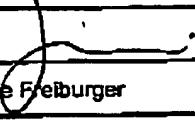
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Fitch, Even, Tabin & Flannery		
Signature			
Printed name	Steven M. Freeland		
Date	September 23, 2005	Reg. No.	42,555

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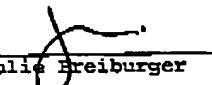
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DOCKET NO. 68623/7236

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<p>Applicants: Getsin et al.</p> <p>Appln. No.: 09/488,614</p> <p>Filed: 1/20/2000</p> <p>Title: SYSTEM, METHOD AND ARTICLE OF MANUFACTURE FOR A SCHEDULER COMPONENT IN A MULTIMEDIA SYNCHRONIZATION FRAMEWORK</p> <p>Examiner: Ma, Johnny</p> <p>Art Unit: 2617</p> <p>Confirmation No.: 4713</p> <p>Customer No.: 22242</p>	<p><u>Certificate of Transmission/Mailing</u></p> <p>I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:</p> <p style="text-align: center;"><u>9/23/05</u> </p> <p>Date <u>9/23/05</u> Julie Breiburger</p>
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**RESPONSE TO EXAMINER INTERVIEW SUMMARY**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Interview Summary mailed July 27, 2005, Applicants submit the following remarks:

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Examiner Interview

Applicants again thank Examiner Ma and Examiner Srivastava for participating in an Examiner Interview on July 12, 2005 with Applicants' representative Steven M. Freeland. Applicants' previously submitted Amendment, filed July 12, 2005, summarized the interview of July 12, 2005. The below is in response to the Interview Summary issued by Examiner Ma. The Examiner indicated that during the interview of July 12, 2005, it was unclear as to where or how the variables or functions are defined in the Exhibits accompanying the 1.131 declaration.

Applicants' representative attempted to demonstrate to Examiners Ma and Srivastava that at least the previously submitted Exhibit B provided clear support for at least independent claim 19, including, for example,

source code on page 1, at about line 45 and lines 58-59, demonstrate a reduction to practice of "determining a start time of a simultaneous of a simultaneous event"; the source code on page 2, at about lines 11-15 demonstrates at least the claimed "prior to the start time", and "receiving a request prior to the start time from a client apparatus to take part in the simultaneous event"; page 2, at about line 21 demonstrates "sending a command to the client apparatus"; and page 1, at about line 62 demonstrates "if the request is received during a predetermined threshold period" as claimed.

Therefore, Applicants' representative believed that the Declaration and Exhibits A and B submitted April 12, 2005 clearly demonstrated a reduction to practice and one skilled in the art would recognize that the claimed invention was reduced to practice as stated in the Declaration.

As requested by Examiners Ma and Srivastava, Applicants filed on July 12, 2005 an additional declaration pursuant to 37 CFR 1.131 accompanied by Exhibit A and new

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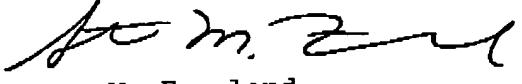
Exhibit B clearly establishing a reduction to practice of a method covered under at least claim 19 existed prior to June 15, 1999 and that it would work for its intended purpose. Further, the 131 declaration detailed the factual demonstration of reduction to practice referring to Exhibits A and B.

Therefore, as required under MPEP 715.07, it is submitted that a method that includes all of the limitations specified in at least claim 19 existed prior to June 15, 1999 and that the Applicants recognized that the method worked for its intended purpose prior to June 15, 1999.

Thus, Applicants respectfully submit that a rejection of claims 19-32 under 35 U.S.C. § 103(a) is overcome and that claims 19-32 are in condition for allowance.

Respectfully submitted,

Dated: 9-23-05

  
Steven M. Freeland  
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